

THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 CENTER FOR FOOD SAFETY, *et al.*,) Consolidated Case Nos.
11 Plaintiffs,)) 4:14-cv-4932-YGR and 4:14-cv-4933-YGR
12 and))
13 THE HUMANE SOCIETY OF THE)) [PROPOSED] ORDER
14 UNITED STATES, *et al.*,))
15 Plaintiffs,)) Re: Dkt. No. 88
16 v.))
17 MARGARET A. HAMBURG,))
18 Commissioner, United States Food and))
19 Drug Administration, *et al.*,))
20 Defendants,))
21 and))
22 ELANCO ANIMAL HEALTH,))
23 Intervenor-Defendant.))

ORDER

For the reasons stated in the Court's Order on Intervenor-Defendant's Motion to Dismiss and Order to Show Cause Re: Stay Pending Exhaustion, dated November 5, 2015 (Dkt. No. 88), and the Parties' Joint Statement Regarding Stay Pending Exhaustion, it is by the Court hereby

ORDERED that Intervenor-Defendant's Motion to Dismiss for Failure to Exhaust Administrative Remedies (Dkt. No. 58) is hereby GRANTED and Plaintiffs' Complaint is hereby DISMISSED with prejudice.

IT IS SO ORDERED.

Dated: November 18, 2015

Yvonne Gonzalez Rogers
YVONNE GONZALEZ ROGERS
U.S. District Court Judge